



PATENT

Docket No. 2710-4007US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) or Patentee(s) : Michael B. Chancellor, et al. Group Art Unit: TBD  
Serial No. or Patent No. : 09/302,896 Examiner: TBD  
Filed or Issued : April 30, 1999  
For : MUSCLE-DERIVED CELL MEDIATED GENE DELIVERY FOR TREATING  
MUSCLE-AND BONE-RELATED INJURY OR DYSFUNCTION

STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR § 1.9 (f) and § 1.27 (d)) - NONPROFIT ORGANIZATION

I hereby state that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION UNIVERSITY OF PITTSBURGH

ADDRESS OF ORGANIZATION , 200 Gardner Steel Conference Center, Pittsburgh, Pennsylvania 15260, U.S.A

TYPE OF ORGANIZATION

- ☒ University or other institution of higher education  
☐ Tax exempt under Internal Revenue Service Code (26 USC 501(a) and 501(c) (3))  
☐ Nonprofit scientific or educational under statute of state of The United States of America

(Name of state \_\_\_\_\_)

(Citation of statute \_\_\_\_\_)

- ☐ Would qualify as tax exempt under Internal Revenue Service code (26 USC §§  
501(a) and 501(c)(3)) if located in the United States of America  
☐ Would qualify as nonprofit scientific or educational under statute of state of The United States of  
America if located in the United States of America

(Name of state \_\_\_\_\_)

(Citation of statute \_\_\_\_\_)

I hereby state that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR § 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled MUSCLE-DERIVED CELL MEDIATED GENE DELIVERY FOR TREATING MUSCLE-AND BONE-RELATED INJURY OR DYSFUNCTION by inventor(s) Michael B. Chancellor and Johnny Huard

described in

- ☐ the specification filed herewith

[X] application Serial No. 09/302,896, filed April 30, 1999

[ ] Patent No. \_\_\_\_\_, issued \_\_\_\_\_

I hereby state that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR § 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR § 1.9(d) or a nonprofit organization under 37 CFR § 1.9(e).

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

[ ] Individual [ ] Small Business Concern [X] Nonprofit Organization

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

[ ] Individual [ ] Small Business Concern [ ] Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.  
(37 CFR § 1.28(b))

NAME OF PERSON SIGNING Jerome Cochran

TITLE IN ORGANIZATION Executive Vice Chancellor

ADDRESS OF PERSON SIGNING 1 200 Gardner Steel Conference Center, Pittsburgh, Pennsylvania 15260, U.S.A.

SIGNATURE  DATE 5-27-99

FORM: NONPROFIT  
Rev. 7/14/98

NOTE: Separate statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR § 1.27)

FORM: NON-PROF.ORG  
Rev. 10/04/94